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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UNITED STATES OF AMERICA

10 Plaintiff,

11 v.

12 PHUONG NGUYEN LE,

Defendant.

Case No. CR11-408-RSM

**DETENTION ORDER**

13 Offenses charged:

14 Distribution of cocaine base;  
15 Possession of cocaine Base with Intent to Distribute; and  
16 Unlawful Possession of a Firearm.

17 Date of Detention Hearing: December 16, 2011.

18 The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f),  
19 and based upon the factual findings and statement of reasons for detention hereafter set forth,  
20 finds that no condition or combination of conditions which the defendant can meet will  
21 reasonably assure the appearance of the defendant as required and the safety of any other person  
22 and the community.

**FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

23 The Court did not receive any information about defendant's ties to the community,

1 health of employment. He has not overcome the presumption of detention that attaches with the  
2 charges he faces. Defense counsel stipulated to detention noting that defendant also has an  
3 immigration detainer lodged against him.

4 It is therefore **ORDERED**:

5 (1) Defendant shall be detained pending trial and committed to the custody of the  
6 Attorney General for confinement in a correctional facility separate, to the extent practicable,  
7 from persons awaiting or serving sentences, or being held in custody pending appeal;

8 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
9 counsel;

10 (3) On order of a court of the United States or on request of an attorney for the  
11 Government, the person in charge of the correctional facility in which Defendant is confined  
12 shall deliver the defendant to a United States Marshal for the purpose of an appearance in  
13 connection with a court proceeding; and

14 (4) The Clerk shall direct copies of this order to counsel for the United States, to  
15 counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services  
16 Officer.

17 DATED this 16th day of December, 2011.

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20 BRIAN A. TSUCHIDA  
21 United States Magistrate Judge  
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